

DOCKET NO. 359636-P0003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Tsuyoshi MORIYAMA

Conf. No.: 4740

Application No. 10/582,552

Group Art Unit: 2834

Filed: June 9, 2006

Examiner: Unknown

For: CORELESS LINEAR MOTOR

REQUEST FOR REFUND

Assistant Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

October 18, 2007

Dear Sir:

The Undersigned respectfully requests a refund in the amount of \$150 for the reasons listed below.

On June 9, 2006, Applicant's filed a National Stage Application enclosing check number 004342, in the amount of \$1,280. The PTO-1390, a copy of which is attached hereto, indicates payment for the following fees:

Basic Filing Fee - \$300;

Examination Fee - \$500;

Search Fee - \$200;

Surcharge for Late filing of Declaration - \$130; and

Payment for 6 additional total claims - \$150.

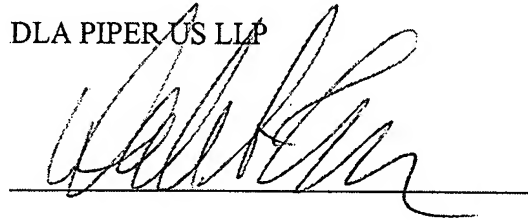
Applicants Deposit Account statement dated August 31, 2007, a copy of which is attached hereto, indicates a \$150 charge to application number 10/582,552 for Fee Code 1615, Claims- extra total (over 20).

Atty. Docket No.: 359636-P0003
Application. No.: 10/582,552

It is therefore respectfully requested that the \$150.00 fee charged to U.S. Application Number 10/582,552 be refunded to Attorney's the Attorney's Deposit Account 50-3266.

Respectfully submitted,

DLA PIPER US LLP

A handwritten signature in black ink, appearing to read 'Dale S. Lazar', is written over a horizontal line.

Dale S. Lazar
Registration No. 28,872
Attorney for Applicant

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(703) 773.5200 Fax

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 359636-P0003 U.S. APPLICATION NO. (if known, see 37 CFR 1.5) NEW APPLICATION
INTERNATIONAL APPLICATION NO. PCT/JP2004/018393	INTERNATIONAL FILING DATE December 9, 2004	PRIORITY DATE CLAIMED December 9, 2003
TITLE OF INVENTION CORELESS LINEAR MOTOR		
APPLICANT(S) FOR DO/EO/US Tsuyoshi MORIYAMA et al		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825. 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).		

U.S. APPLICATION NO. (if known, see 37 CFR 1.5 NEW APPLICATION		INTERNATIONAL APPLICATION NO. PCT/JP2004/018393		ATTORNEY'S DOCKET NUMBER 359636-P0003	
20. Other items or information: ISA					
The following fees have been submitted				CALCULATIONS	PTO USE ONLY
21. <input checked="" type="checkbox"/> Basic filing fee (37 CFR 1.492(a)).....\$300.00				\$300.00	
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492©) If the written opinion prepared by USA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0.00 All other situations.....\$200.00				\$200.00	
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by the IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0.00 Search fee (37 CFR 1.44(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$100.00 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB\$400.00 All other situations.....\$500.00				\$500.00	
TOTAL OF 21, 22 AND 23 =				\$1,000.00	
<input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821 © or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
80 - 100 =	/50 =		X \$250.00		
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).				\$130.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	26 - 20 =	6	X \$25.00	\$150.00	
Independent claims	2 - 3 =		X \$200.00		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00		
TOTAL OF ABOVE CALCULATIONS				\$1,280.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2					
SUBTOTAL =				\$1,280.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).					
TOTAL NATIONAL FEE				\$1,280.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property					
TOTAL FEES ENCLOSED =				\$1,280.00	
				Amount to be refunded:	
				Amount to be charged:	

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

- a. ☒ A check in the amount of **\$\$1,280.00** to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 50-3266 in the amount of _____ to cover the above fees. A duplicate copy of this sheet s enclosed.
- c. ☒ The Commoner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-3266. A duplicate copy of this sheet s enclosed.
- d. ☐ Fees are to be charged to a credit card, **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:
DLA Piper Rudnick Gray Cary US LLP
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Signature

Dale S. Lazar

Registration Number 28,872

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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FINA

Account No.	503266
Date	8-31-07
Page	1

PLEASE SEND REMITTANCES TO:
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DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
8	2	07	20099	E-REPLENISHMENT		9203	-1008.00	10115.00
8	9	07	11	10582552		9204	-100.00	10215.00
8	9	07	12	10582552	359636P0003	1615	150.00	10065.00
8	13	07	16	10582552	359636P0003	1681	250.00	9815.00
8	30	07	10808	E-REPLENISHMENT		9203	-60.00	9875.00
AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT					OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
					9107.00	400.00	1168.00	9875.00